



TOWN OF TYNGSBOROUGH

Office of the Selectmen

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Selectmen's Meeting Minutes

APPROVED

Monday October 19, 2009

6:00 P.M.

Town Offices

Members present: Selectwoman Elizabeth Coughlin, Selectman Robert Jackson, Selectwoman Ashley O'Neill, Selectman Rich Lemoine, Selectwoman Karyn Puleo.

Staff Present: Town Administrator Rosemary Cashman, and
Admin Assist. Therese Gay

Selectwoman Puleo called the meeting to order. The Board was introduced. Selectwoman O'Neill read this evening's agenda.

1. 6:05 P.M. Dream Diner – Common Victualler

Mr. and Mrs. Shanahan owners of the Dream Diner have submitted a common victualler request to change the hours of operation to Monday – Sunday 6:00 A.M. to 11:00 P.M. The parking issues have been resolved. A letter from the Building Commissioner is attached.

The Board voted unanimously on a motion by Selectman Lemoine, second by Selectman Jackson to approve the Common Victualler License request as put forward with the changes in hours of operation.

2. 6:30 P.M. Liquor License Transfer – KAZ United, Corp, DBA Michael's Pub,
147 Frost Road.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Jackson to open the hearing. Selectwoman O'Neill read the transfer documents into the record. The Board invited Mr. Kazanjian and Attorney John Cox to come forward and to present their request. Attorney Cox presented the transfer from Double D Pub to Michael's Pub. Mr. Kazanjian is in the process of purchasing the building and renovating the building that was once Pub 30 Something. Mr. Kazanjian is experienced in operating a restaurant and will have a TIPS Certification training for himself and all of his employees before opening the restaurant. He will offer entertainment but will also be mindful of his neighbors. The restaurant is nestled in a residential area. The Chairman opened the meeting to questions from the Board. The Board welcomed Mr. Kazanjian to town, his application was in order and there were few questions. The Chairman opened the questions to any abutters who are present if they wished to speak for or against the petition. There were no abutters that came forward. The Board voted on a motion by Selectwoman O'Neill, second by Selectwoman Coughlin to close the hearing.

The Board voted on a motion by Selectwoman Coughlin, second by Selectwoman O'Neill to approve the transfer as presented, and approve the transfer of Manager of Record to Michael K. Kazanjian. The Board voted on a motion by Selectwoman Coughlin, second by Selectwoman O'Neill to approve the Common Victualler as submitted. The Board voted unanimously on a motion by Selectman Lemoine, second by Selectwoman O'Neill to approve the Sunday Entertainment License as submitted. The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman O'Neill to approve the Weekday Entertainment License as submitted.

3. Citizen's Time

No one came forward this evening.

4. Other Business

A. Special Election Warrants – Signature

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectwoman Coughlin to sign the special election warrant for December 8, 2009 and January 19, 2010.

B. Business Time – Additional Agenda Item Discussion

Selectman Jackson has requested that the Board add Business Time to the agenda. This time would be for businesses to attend the meeting and speak to the Selectmen directly.

The Board voted unanimously on a motion by Selectman Jackson, second by Selectwoman Coughlin to add Business Time on the Agenda.

5. Approval of Selectmen's Minutes – Monday, May 11, 2009; Monday, May 18, 2009; Monday, June 1, 2009; Monday, June 15, 2009; Tuesday, June 16, 2009; Monday, June 29, 2009; Monday, July 13, 2009; Monday, July 20, 2009; Monday, August 3, 2009; Monday, August 10, 2009; Tuesday, August 18, 2009.

To Approve and not release the Selectmen's Executive Session Minutes - Friday, May 8, 2009; Monday, June 1, 2009; Monday, June 15, 2009; Monday, June 29, 2009; Monday, July 13, 2009; Monday, July 20, 2009.

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Jackson to approve the Minutes as read and to approve but not release the Executive Session Minutes as read. Note: Selectman O'Conner had recused himself from the May 8 Executive Session. Selectwoman O'Neill abstains from voting on the May 18, 2009 minutes; Selectman Lemoine abstains from voting on the minutes of June 29, 2009 and Selectwoman Puleo abstains from voting from the August 10, 2009 minutes.

6. Correspondence

The Board voted unanimously on a motion by Selectman Lemoine, second by Selectwoman Coughlin to accept the correspondence as submitted.

7. Selectmen's Notes

Selectman Jackson asked for an update on the Streetlight issues, the demo of the Shurfine Bldg., the painting of the meeting house, and to discuss the snow removal budget. Selectwoman Coughlin has been working with the MMA on scheduling seminars that would help residents in saving on energy this coming winter. Selectwoman O'Neill thanked the Education Foundation on their 5k race and asks the drivers on Westford and Swan Roads to watch for bikes and walkers. Selectwoman Puleo announced the move to integrate the new e-mail in November.

8. Town Administrator's Notes

The Consultant doing the Town Center Market analysis will be presenting the findings to the Economic Development Committee on October 20th. She is still working with the Strategic Financial Planning Committee; they will be meeting this week. The Town Clerk is working with the changes in the Conflict of Interest Law. Attorney Darren Klein will be attending a future Selectmen's meeting to discuss collective bargaining strategies.

9. Executive Session

A. 7:30 P.M. Conservation Commission - Litigation

The Board voted unanimously on a motion by Selectman Lemoine, second by Selectwoman O'Neill to enter into Executive Session to discuss litigation and to exit Executive Session

return to a work session only to adjourn. Roll Call Vote: Selectman Robert Jackson, yes; Selectwoman Elizabeth Coughlin, yes; Selectwoman Ashley O'Neill, yes; Selectman Lemoine, yes; Selectwoman Karyn Puleo, yes. The Board entered into Executive Session at 7:30 P.M.

Other attendees included: Town Counsel, Charles Zaroulis, Police Chief William Mulligan, and the Conservation Commission Members.

10. Adjournment

The Board voted unanimously on a motion by Selectwoman O'Neill, second by Selectman Lemoine to adjourn. The Board adjourned at 7:05 P.M.

Respectfully submitted

Therese Gay
Admin Assistant

Approved on: _____